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10 Attorneys for ASPLUNDH CONSTRUCTION, LLC

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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re:

PG&E CORPORATION,

- and -

PACIFIC GAS AND ELECTRIC
COMPANY,

Debtors.

Affects PG&E Corporation
 Affects Pacific Gas and Electric Company
 Affects both Debtors
** All papers shall be filed in the Lead Case,
No. 19-30088 (DM).*

Case No. 19-30088 (DM)

Chapter 11

(Lead Case)

(Jointly Administered)

**DECLARATION OF DAVID G.
MCGINLEY IN SUPPORT OF
ASPLUNDH CONSTRUCTION, LLC'S
RESPONSE TO REORGANIZED
DEBTORS' TWENTY-FIRST
OMNIBUS OBJECTION TO CLAIMS
(BOOKS AND RECORDS CLAIMS)**

Date: January 27, 2021

Time: 10:00 a.m.

Place: (Telephonic Appearance Only)

450 Golden Gate Avenue
Courtroom 17, 16th Floor
San Francisco, CA 94102

Related Docket No. 9272

I, David G. McGinley, declare:

1. I am Vice President of Asplundh Construction, LLC ("Asplundh"), a creditor in the captioned bankruptcy proceedings. The matters stated below are made and based upon my personal knowledge, except for those matters stated upon information and belief, and as to those matters I

1 believe them to be true. If called as a witness, I could and would competently testify to the matters
2 set forth below.

3 2. The Reorganized Debtors' Twenty-First Omnibus Objection to Claims (Books and
4 Records Claims) ("Objection") requests that the Court disallow approximately \$907,623.02 of
5 Asplundh's Claim No. 17001 ("Prepetition Services Claim").

6 3. The Prepetition Services Claim, in the amount of \$4,170,913.06, is based upon
7 prepetition electric transmission and distribution construction services that Asplundh provided to
8 debtor Pacific Gas and Electric Company, including, but not limited to, erection and replacement of
9 poles, wires, equipment and electric appurtenances.

10 4. An invoice summary reflecting the amount due and owing to Asplundh as of the
11 petition date is attached to the Prepetition Services Claim.

12 5. Several months ago, Asplundh voluntarily produced to representatives of the Debtors
13 copies of all invoices and other relevant documents related to the Prepetition Services Claim.
14 Asplundh also communicated in good faith with the Debtors' claims representatives concerning the
15 Prepetition Services Claim and supporting documentation.

16 6. Asplundh contacted the Debtors' claims representatives to request an explanation of
17 the objection grounds. Eventually, the Debtors' claims representatives produced a document
18 providing some additional information about the basis for the Objection, which Asplundh has
19 reviewed.

20 7. Following further investigation, Asplundh will agree to reduce its claim by \$263,000,
21 leaving the sum of \$644,623.02 ("Remaining Disputed Amount") as the remaining amount in dispute.

22 8. The Debtors' claims representatives have informed Asplundh that the invoices
23 associated with the Remaining Disputed Amount have been "rejected by PG&E."

24 9. The Debtors' claims representatives have not provided an explanation of why the
25 invoices associated with the Remaining Disputed Amount were "rejected."

1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct. Executed on December 15, 2020, at Willow Grove, Pennsylvania.
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David McGinley

7 DAVID G. MCGINLEY
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